

STATE ELECTION COMMISSION, HARYANA
SCO NO. 16-17, SECTOR 20-D,
CHANDIGARH

Order

The 3rd September, 2008

No. SEC/3ME/2008/8894.—As per provisions contained in Section 13D and 13E of Haryana Municipal Act, 1973, every contesting candidate of Municipal Committee has to maintain his election expenditure account from the date of his nomination till the declaration of result. As per orders dated 19th December, 2006, State Election Commission, Haryana has fixed the time limit i.e. 'within 30 days of declaration of result' to file the election expenditure with the Deputy Commissioner or any other officer prescribed by the State Election Commission, Haryana, and the candidates those who will not file his election expenditure account within time limit and make expenditure beyond expenditure limit fixed by the State Election Commission, Haryana will be disqualified by the State Election Commission, for three years.

The General election to Municipal Committee, Kalayat, District Kaithal was held on 20th January, 2008. The following 25 candidates failed to lodge their election expenditure account within 30 days of declaration of result:—

Sr. No.	Name of Candidate	Ward No.
	Smt./Sh.	
1.	Kitabo	1
2.	Kirana	1
3.	Ram Murti	1
4.	Darshana Devi	2
5.	Mishari Devi	2
6.	Pooja Devi	3
7.	Rajinder	3
8.	Biram Pal	5
9.	Harpal	5
10.	Dharam Pal	7
11.	Giani Ram	8
12.	Mehtab Singh	8
13.	Ramesh Chand	8
14.	Neena Rani	9
15.	Mukesh	9
16.	Veena	9
17.	Shanti	9
18.	Tika	10
19.	Raju Kaushik	10
20.	Sanjeev	10
21.	Angoori Devi	11
22.	Meshi	11
23.	Raj Kumar	12
24.	Jas Pal	12
25.	Rishi Pal	12

They were issued show cause notice as to why they should not be disqualified because they had not filed the election expenditure statement in time. They were personally heard by me on 27th August, 2008 at 12.30 P.M. at Koyal Tourist Complex, Kaithal. The following candidates either themselves or through their relatives appeared before me:—

Sr. No.	Name of Candidate	Ward No.
	Smt./Sh.	
1.	Kitabo	1
2.	Kirana	1

Sr. No.	Name of Candidate	Ward No.
	Smt./Sh.	
3.	Pooja Devi through her husband Dilbagh Singh	3
4.	Rajinder through her brother Surendra	3
5.	Biram Pal	7
6.	Giani Ram	8
7.	Ramesh Chand	8
8.	Mukesh through her husband Sanjiv	9
9.	Veena	9
10.	Shanti	-9
11.	Raju Kaushik	10
12.	Meshi	11
13.	Raj Kumar	12

Sh./Smt. Kitabo, Kirana, Pooja Devi, Dharam Pal, Ramesh Chand, Raju Kaushik had filed their election expenditure account on 22nd May, 2008. Rajinder, Meshi and Raj Kumar brought the copy of their election expenditure statement on 27th August, 2008. Giani Ram elected Councillor had filed election expenditure statement on 19th May, 2008.

Rest of the candidates had not filed their election expenditure statement at all. All these candidates were asked one by one to state cause for delay in filing of the election expenditure statement. None of the candidates, who came present could give any convincing reason for late filing of the election expenditure statement. They all pleaded ignorance of law, which cannot be taken as excuse for non-compliance of the Municipal Act. Sh. Giani Ram, who has been elected as a Councillor, had filed the election expenditure account on 19th May, 2008. He stated that his brother had died. So he could not file the election expenditure statement on time i.e. by 18th February, 2008. All these candidates either has not filed election expenditure account at all or had filed much beyond the limit of 30 days. All the 25 candidates are hereby disqualified for a period of 3 years from the date of this order. Sh. Giani Ram, elected Councillor has incurred the disqualification for his failure to file the election expenditure statement by 18th February, 2008. In his case, disqualification also means and include removal from the office of elected Councillor. He is not entitled to continue as a Councillor because of this disqualification. His seat is declared vacant. Necessary action to fill up this vacancy be taken accordingly.

Copy of the order be communicated to all concerned and got notified in the Haryana Government Gazette.

The 29th August, 2008

CHANDER SINGH,
State Election Commissioner,
Haryana.

STATE ELECTION COMMISSION HARYANA

S.C.O. NO. 16-17, SECTOR 20-D,

CHANDIGARH

The 8th September, 2008

No. SEC/2E-III/2008-9047.—Whereas, the name of Smt. Nusrat wife of Shri Abbas was notified as Sarpanch, Gram Panchayat, Marora, Block Nuh, District Mewat was notified by the State Election Commission Haryana vide its Notification No. SEC/E-III/2005/2965, dated 22nd April, 2005.

And, whereas, Deputy Commissioner, Mewat vide Endst. No. 1221-25/Panchayat, dated 23rd July, 2008 has passed the orders of removal of Smt. Nusrat wife of Shri Abbas from the office of Sarpanch, Gram Panchayat, Marora, Block Nuh, District Mewat under Section 51(3) of the Haryana Panchayati Raj Act, 1994.

Now, consequent upon the above orders of the Deputy Commissioner, Mewat the State Election Commissioner, Haryana hereby denotifies the name of Smt. Nusrat wife of Shri Abbas as Sarpanch, Gram Panchayat, Marora, Block Nuh, District Mewat.

Chandigarh :
The 6th September, 2008

CHANDER SINGH,
State Election Commissioner,
Haryana.